

DT02 Rec'd PCT/PTO

07 JAN 2005

U. S. PATENT AND TRADEMARK OFFICE
U.S. DEPARTMENT OF COMMERCE

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER

21141YP

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/520566

INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE
PCT/US03/22077 14 July 2003

PRIORITY DATE CLAIMED
18 July 2002

TITLE OF INVENTION
COMBINATION THERAPY FOR THE TREATMENT OF OBESITY

APPLICANT(S) FOR DO/EO/US

DOUGLAS J. MacNEIL, JAMES H. McINTYRE, LEONARDUS H.T. VAN DER PLOEG, and AKANE ISHIHARA

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. This is an express request to begin national examination procedures [35 U.S.C. 371(f)]. The submission must include items (5), (6), (9) and (21) indicated below.
4. The US has been elected (PCT Article 31).
5. A copy of the International Application as filed [35 U.S.C. 371(c)(2)]
 - a. is attached hereto (required only if not communicated by the International Bureau).
 - b. has been communicated by the International Bureau.
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. An English language translation of the International Application as filed [35 U.S.C. 371(c)(2)].
 - a. is attached hereto
 - b. has been previously submitted under 35 U.S.C. 154(d)(4).
7. Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)].
 - a. are attached hereto (required only if not communicated by the International Bureau).
 - b. have been communicated by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. An English language translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)].
9. An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)].
10. An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)].

Items 11 to 20 below concern other document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A preliminary amendment.
14. An Application Data Sheet under 37 CFR 1.76.
15. A substitute specification.
16. A power of attorney and/or change of address letter.
17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. Other items or information:

U.S. APPLICATION NO. (If known, <u>37</u> CFR 1.5)		INTERNATIONAL APPLICATION NO. <u>10/520566</u> PCT/US03/22077	ATTORNEY'S DOCKET NUMBER 21141YP																						
21. The following fees are submitted:																									
<input checked="" type="checkbox"/> a) Basic national fee..... \$300.00 <input checked="" type="checkbox"/> b) Examination fee..... \$200.00 <input checked="" type="checkbox"/> c) Search fee \$500.00			\$300.00 \$200.00 \$500.00																						
TOTAL OF ABOVE CALCULATIONS = \$1000.00																									
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.			<table border="1" style="width: 100px; border-collapse: collapse;"> <tr> <td colspan="2" style="text-align: center; padding: 2px;">FEE VALUE AMOUNT PAYABLE</td> </tr> <tr> <td colspan="2" style="text-align: center; padding: 2px;">DEPOSIT ACCOUNT NO.</td> </tr> <tr> <td colspan="2" style="text-align: center; padding: 2px;">13 2755</td> </tr> <tr> <td style="text-align: center; padding: 2px;">FEE CODE</td> <td style="text-align: center; padding: 2px;">VALUE PLAIDED</td> </tr> <tr> <td colspan="2" style="text-align: center; padding: 2px;">130.00</td> </tr> <tr> <td colspan="2" style="text-align: center; padding: 2px;">\$0.00</td> </tr> <tr> <td colspan="2" style="text-align: center; padding: 2px;"> </td> </tr> <tr> <td colspan="2" style="text-align: center; padding: 2px;"> </td> </tr> <tr> <td colspan="2" style="text-align: center; padding: 2px;"> </td> </tr> <tr> <td colspan="2" style="text-align: center; padding: 2px;"> </td> </tr> <tr> <td colspan="2" style="text-align: center; padding: 2px;"> </td> </tr> </table>	FEE VALUE AMOUNT PAYABLE		DEPOSIT ACCOUNT NO.		13 2755		FEE CODE	VALUE PLAIDED	130.00		\$0.00											
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Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date [37 CFR 1.492(e)].																									
CLAIMS		NUMBER FILED	NUMBER EXTRA																						
Total Claims		25 - 20 =	5																						
Independent Claims		11 - 3 =	8																						
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00																						
TOTAL OF ABOVE CALCULATIONS (SUBTOTAL) =			\$2,850.00																						
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date [37 CFR 1.492(f)].																									
TOTAL NATIONAL FEE =			\$2,850.00																						
Fee for recording the enclosed assignment [37 CFR 1.21(h)]. The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.																									
TOTAL FEES ENCLOSED =			\$2,850.00																						
<u>Adjustment: Date: 07/11/2005 MKAYPAGH 01/13/2005 LLANDGRA 00000068 132755 10520566 02 FC:1632 500.00 CR</u>			Amount to be refunded: Amount to be charged:																						
<u>07/12/2005 MKAYPAGH 00000068 132755 10520566 Sale Ref: 00000011 PA:check5 in the amount of \$ _____ to cover the above fees is enclosed. 01 FC:1642 b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>13-2755</u> in the amount of <u>\$2,850.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to the Deposit Account No. <u>13-2755</u>. A duplicate copy of this sheet is enclosed.</u>																									
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive [37 CFR 1.137(a) or (b)] must be filed and granted to restore the International Application to pending status.																									
SEND ALL CORRESPONDENCE TO: <u>Customer No. 000210</u> <u>MERCK & CO., INC.</u> <u>Patent Department, RY60-30</u> <u>P.O. Box 2000</u> <u>126 East Lincoln Avenue</u> <u>Rahway, New Jersey 07065-0970</u>																									
 SIGNATURE																									
<u>BAERBEL R. BROWN</u> NAME																									
<u>47,449</u> REGISTRATION NUMBER																									
<u>DATE: January 7, 2005</u> <u>PHONE #: (732) 594-0672</u>																									